

No. 622, S.]

[Published July 15, 1907.]

CHAPTER 618.

AN ACT to create section 561t of the statutes, to authorize the state board of control to convey state lands to any city of the fourth class for water works purposes.

The people of the state of Wisconsin, represented in senate and assembly do enact as follows:

SECTION 1. There is added to the statutes a new section to read:

* * * * *

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved July 12, 1907.

No. 647, A.]

[Published July 15, 1907.]

CHAPTER 619.

AN ACT to amend section 1 of chapter 46 of the laws of 1903, creating section 959—35m of the statutes, relating to the establishment of building lines in cities.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. Section 1 of chapter 46 of the laws of 1903 is amended and made a section of the statutes to read:

* * * * *

Approved July 13, 1907.

(In effect from and after date of publication.)

ing, gas or street railway system and reserved therein to itself the option to purchase the same; and such city have exercised such option and proceeded to issue bonds for such purpose upon a two thirds vote of the electors in favor of such bond issue; and no action or proceeding to contest the validity of anything so done by such city in that behalf having been commenced; any such purchase and any such bonds are legal and valid, notwithstanding any failure on the part of such city to comply with any statutory requirement at the time existing.

(Ch. 145, 1907.) Made "Sec. 943t" by Sec. 7, Ch. 676, 1907.

Cities may lay tracks on bridges and viaducts. SECTION 959—30l. All cities are authorized and empowered to lay and maintain tracks for street railways upon and along bridges and viaducts within such cities.

(Ch. 517, 1907.)

Lease of such tracks to companies. SECTION 959—30m. Whenever any city of the state shall have caused to be laid and maintained tracks for street railways upon and along any bridge or viaduct within such city, such city may, through its common council, by ordinance lease such tracks to any street railway company authorized to operate street railways in such city, upon such terms as such common council may deem proper and expedient.

(Ch. 517, 1907.)

But no exclusive franchise. SECTION 959—30n. Such common council is prohibited from granting an exclusive franchise for the use of such tracks to a single street railway company, and is prohibited from granting an exclusive franchise to any single street railway company upon any street or streets running toward such bridge or viaduct as to prevent any other street railway company or companies from approaching and operating upon and along such tracks upon such bridge or viaduct.

(Ch. 517, 1907.)

Building lines: all cities may establish; engineer's plat. SECTION 959—35m. Whenever the common council of any city * * * shall by resolution decide that the establishment of building lines or the taking of the owner's right to build on any

specified portion of his realty is necessary for the public use, such common council may establish building lines along and parallel with the street lines of any street or part of street or streets which has been or may be declared to be a boulevard or pleasure-way pursuant to law; such common council shall by further resolution fix the distance from the street lines at which such building lines shall be located and shall instruct the city engineer to make a survey and plat showing the location of the street lines and the building lines with reference to each other; the city engineer shall make such survey and plat and report the same to the common council and shall also further report whether any building or other structure or obstruction is situate between the street lines and the building lines and give a particular description of the same and shall show the location thereof upon such plat.

(Ch. 619, 1907.)

Cities, 2nd and 3rd class: police and fire commissions.

SECTION 959—40. In all cities of the second and third class, however incorporated, there shall be a board of police and fire commissioners, consisting of five citizens, not more than three of whom shall belong to the same political party when appointed. No salary or other compensation shall be paid to any member of such board. Three members shall constitute a quorum. Members of said board shall be appointed by the mayor in writing, and such appointment filed with the secretary of such board. It shall be the duty of the mayor of every such city between the last Monday of April and the first Monday of May, 1907, to appoint two members of said board, one of whom shall be appointed for the term of four years and one for the term of five years, and annually thereafter between the last Monday of April and the first Monday of May he shall appoint one member of said board for the term of five years. Members of said board shall hold their office until their successor is appointed and qualified. Every person so appointed shall, before entering upon his duties, take and subscribe the constitutional oath of office and file the same with the city clerk. Vacancies in the board shall be filled by the mayor for the unexpired term.

(Ch. 61, 1907.)

Chiefs and men: appointment. SECTION 959—41.

The chief of police and the chief of the fire department shall be appointed by the board of police and fire commis-